IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 9TH APRIL 2007 / 19TH CHAITHRA 1929

WP(C).No. 11961 of 2007(Y)

PETITIONER:

JAYASREE AMMA, W/O.K.R.RAMDAS,
JUNIOR TYPIST, KERALA STATE CO-OPERATIVE
HOSPITAL COMPLEX AND CENTRE FOR ADVANCED MEDICAL
SERVICE LIMITED NO.4386,PARIYARAM P.O.,
KANNUR DISTRICT.

BY ADV. SRI.H.BADARUDDIN
SRI.C.A.JOSEPH

RESPONDENTS:

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1. JOINT REGISTRAR OF CO-OPERATIVE
SOCIEITY (GENERAL), KANNUR P.O., KANNUR.

2. THE MANAGING DIRECTOR,
KERALA STATE CO-OPERATIVE HOSPITAL COMPLEX AND
CENTRE FOR ADVANCED MEDICAL SERVICE LIMITED
NO.4386,PARIYARAM P.O., KANNUR DISTRICT.

3. THE CHAIRMAN,
KERALA STATE CO-OPERATIVE HOSPITAL COMPLEX AND
CENTRE FOR ADVANCED MEDICAL SERVICE LIMITED
NO.4386,PARIYARAM P.O., KANNUR DISTRICT.

BY ADV. SHRI.P.N.SANTHOSH, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 11961 of 2007 Y

Dated, this the 9th day of April, 2007

J U D G M E N T

The dispute between petitioner and the 2nd respondent Society pertaining to petitioner's failure to attend night duty in the hospital ended up in enquiry and on finding guilty, she is dismissed from service vide Ext.P9 order. Since there is alternate remedy against the proceedings this WP(C) is disposed of with the following directions. Petitioner is directed to file a fresh appeal / petition before the Arbitration Court challenging Ext.P9 order. There will be direction to the Arbitration Court to dispose of the same within three months from the date of filing of fresh case. Petitioner will produce copy of the judgment along with fresh appeal or petition before the Arbitration Court for compliance.

This WP(C) is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg